



THE MUNICIPALITY OF THE VILLAGE OF LIONS BAY

**REGULAR MEETING OF THE COUNCIL
OF THE VILLAGE OF LIONS BAY
HELD ON TUESDAY, APRIL 24, 2018 at 7:00 PM
COUNCIL CHAMBERS, 400 CENTRE ROAD, LIONS BAY**

MINUTES

In Attendance:

Council: Mayor Karl Buhr
Councillor Fred Bain
Councillor Norm Barmeier
Councillor Ron McLaughlin

Regrets: Councillor Jim Hughes

Staff: Chief Administrative Officer Peter DeJong
Chief Financial Officer Pamela Rooke
Public Works Manager Nai Jaffer
Office Coordinator Shawna Gilroy (Recorder)

Delegations: 1

Public: 4

1. Call to Order

Mayor Buhr called the meeting to order at 7:02 p.m.

2. Adoption of Agenda

Moved/Seconded

THAT item 7C – Village Concerts – Partnering Agreement be added; and

THAT item 8Bii – Appointing Representative to DFO Stakeholder Workshop(s) be added;
and

THAT item 8Biii – Letter to Minister of Finance be added; and

THAT the agenda be adopted, as amended.

CARRIED

3. Public Participation (2 minutes per person totalling 10 minutes maximum)

A. Neville Abbott

Mr. Abbott conveyed his take on the discussion about DPAs from the April 10th Council Meeting, noting that he was under the impression Council approved a resolution to go back and use the existing bylaws, however the outcome was not as expected after reading the Mayor’s Message last week. He assumed that the existing Bylaw No. 234, which allows for single residential building permits on RS1 properties and the ability for secondary suites, is what Council would be going back to. However, he was concerned that things were not so simple after reading the Mayor’s Message. The CAO clarified that what is still missing are geohazard conditions that may still need to be assessed for any application (advised that the provisions are under the Community Charter and Land Title Act) and that we still have to bring forward an amendment to the OCP Bylaw to provide specific statements and map designations dealing with those conditions and restrictions. Council will be formulating a policy.

4. Public Delegation Requests Accepted by Agenda Deadline (10 minutes maximum)

A. Anais Bedford – Relaxation of Noise Bylaw

Ms. Bedford advised Council that she has lived here her whole life and took place in all the events in Lions Bay, and growing up has noticed less activities for teenagers to do. Ms. Bedford informed Council that she has rented the Hall for May 5, 2018 in order to throw an event for her grad class students explaining that her intent is to provide a safe place for the students and will be held from the hours of 8 pm to 11 pm, which would require a relaxation of the noise bylaw. She explained that the last bus out of Lions Bay coordinates with this time and she has been in contact with Translink to request a larger bus to get all students home. She also advised that a security company has been hired to ensure the event will be contained and safe for all. Council agreed to relax the noise bylaw until 11:00 pm on May 5, 2018.

Moved/Seconded

THAT Noise Control Bylaw No. 283, 1998 be relaxed until 11:00 pm on May 5, 2018 for a grad class event in Broughton Hall.

CARRIED

5. Review & Approval of Minutes of Prior Meetings

A. Regular Council Meeting – April 10, 2018

The following items were amended:

- Item 13B – the italicized note explaining the meeting went to recess was moved after the resolution to recess the meeting.
- Item 8Aii – strike the whole paragraph and replace with “CFO Rooke advised Council that per the bylaw, Council’s honoraria increase with inflation, 2017 inflation was 2.12% therefore an increase on the next pay in this amount will be

retro-active to January 1, 2018. CFO Rooke will report to a future meeting regarding the loss of the Municipal Officers allowance.”

- Item 8Aiii – strike the word “downfall” and replace with “downside”.
- Item 8Ci – remove the remainder of the sentence after the word “culprit” and replace with “is unknown”. Strike the next sentence.

Moved/Seconded

THAT the Regular Council Meeting Minutes of April 10, 2018 be approved as amended.

CARRIED

6. Business Arising from the Minutes

April 10, 2018 Regular Council Meeting:

- Councillor McLaughlin requested that “Beach Park Late Close” be added to the Follow-Up Action Items list.

Moved/Seconded

THAT “Beach Park Late Close” be added to the Follow-Up Action Items under 7A of this agenda.

CARRIED

7. Unfinished Business

A. Follow-Up Action Items from Previous Meetings

#	Meeting Date	Description of Action Item	Action
32	February 6, 2018	Mayor Buhr and CAO DeJong to work on a Terms of Reference for a Lions trail maintenance committee	In progress
34	March 20, 2018	G9: Maple Ridge Council to Minister Carole James Re. Employer Health Tax	In progress
37	March 20, 2018	R3: Jerry Blackwell – Proposed Bylaw Amendment	Complete
38	March 20, 2018	R4: Letter of Apology – school field damage (follow up)	In progress
41	April 10, 2018	Beach park late close	In progress – letter to be drafted to in-radius residents

B. Unresolved and New Information and Resource Requests (IRRs)

Moved/Seconded

THAT the following actions be taken with respect to the IRRs:

- ID 141: Trail Signage – move to pre-empted as being addressed through Community Signage initiative.
- ID 145: Traffic Delineator Posts – barriers are a consideration – to be discussed on May 9th with CN.
- ID 150: Website Analytics – move to completed
- ID 151: Fire Department Stats – move to completed
- ID 153: Restricted Reserves re. Sale of BB ROW – in progress
- ID 154: Notice Board – move to completed – keep Notice Board where it is
- ID 155: Power to Bus Shelter – in progress – order was placed, waiting for parts
- ID 156: Planting – move to resolutions – on the PWM’s list to do
- ID 157: Reception Nameplate – in progress – staff looking into name plates
- ID 158: Schedule of Utilised Reserves Operation and Capital Expenditure – change owner to McLaughlin – in progress with CFO
- ID 159: Liquor Primary License – remove from IRR and add to FUAL for staff to prepare a report regarding “exploration of cannabis policy” by July 2018
- ID 160: Upper Chambers Door – in progress, remove from IRRs
- ID 161: CAO & PWM Drive Through Village – move to completed
- ID 162: Village Update Direct Sign-Up – move to completed

CARRIED

Audio: 00:56

C. Village Concerts – Partnering Agreement

CAO DeJong notified Council that Tamara Leger signed the amended agreement earlier in the day; the changes to the agreement were listed.

Moved/Seconded

THAT Council rescind the previous motion to approve the Partnering Agreement and approve the amended agreement in accordance with the changes advised by the CAO; and

THAT the verbal update regarding the changes to the Partnering Agreement be received.

CARRIED

Audio: 01:02

8. Reports

A. Staff

i. CFO: Draft 2018-2022 Five Year Financial Plan

CFO Rooke presented the Draft 2018-2022 Five Year Financial Plan.

Moved/Seconded

THAT the report “Draft 2018-2022 Five Year Financial Plan”, including a new Schedule “B”, be received for information purposes.

CARRIED

ii. PWM: Lions Bay Beach Park Tree Removal and Beach Shower

PWM Jaffer updated Council on the finalized costs for the stump removal and beach showers at Lions Bay Beach Park. Council discussed the options provided.

Moved/Seconded

THAT Council direct staff to facilitate the removal and hauling away of both stumps using an excavator and disposal bins for approximately \$4,000; and

THAT Council direct staff to purchase a manufactured beach shower for approximately \$4,000.

CARRIED

Audio: 01:27

iii. PWM: WorkSafeBC Confined Space Entry Program Order

Council reviewed the WorkSafeBC Confined Space Entry Program Report. PWM Jaffer explained that the Confined Space Entry Program Order must be completed by a certified professional and cannot be done by staff.

Moved/Seconded

THAT Council direct staff to engage with the lowest bidder to complete the necessary works in compliance with WSBC’s order to a maximum of \$15,000 with the funds to be drawn from surplus.

CARRIED

Audio: 01:33

B. Mayor

i. Recommendations to Council

CAO DeJong provided a verbal response to some of the itemized requests from Mayor Buhr.

Moved/Seconded

THAT the request for information be deferred to the first Council meeting in June, 2018.
CARRIED

Audio: 01:54

ii. Appointing Representative to DFO Stakeholder Workshop(s)
Moved/Seconded

THAT Council appoint Glen Dennison as its representative at all DFO stakeholder engagements for the next year.

CARRIED

iii. Letter to Minister of Finance

Council discussed the draft on-table letter to the Minister of Finance. The Mayor to amend the letter and bring back to the next Council meeting.

Moved/Seconded

THAT the Letter to Minister of Finance report be received.

CARRIED

Audio: 02:00

C. Council

i. Cllr. McLaughlin Information Report re. Volunteers

Councillor McLaughlin discussed implementing changes to the way Volunteer Week is organized. It was agreed that a final determination should be left to the next Council. Staff to bring back to Council at the second Council meeting in November 2018.

Moved/Seconded

THAT the information report, “Volunteer Day Celebration” be received for information.

CARRIED

D. Committees

None

E. Emergency Services

None

9. Resolutions

A. Acting Chief Administrative Officer

Moved/Seconded

THAT Council appoint the Chief Financial Officer to the role of Acting Chief Administrative Officer and Corporate Officer during any Chief Administrative Officer’s vacancies, vacation or sick time.

CARRIED

B. E-Comm Board of Directors Designate
Moved/Seconded

THAT the Village of Lions Bay nominates Mayor Richard Walton of the District of North Vancouver to represent the Village of Lions Bay on the E-Comm Board of Directors for the 2018-2019 term, such Board to be appointed by E-Comm shareholders at the June 21, 2018 Annual General Meeting.

CARRIED

C. Mayor’s Resolution re. Volunteers – Recommendation
This item was removed from the agenda.

Audio: 02:08

Moved/Seconded

THAT items 10A and 10B be moved to be discussed after the closed portion of the meeting.

CARRIED

10. Bylaws

Item 10A and 10B were discussed after the closed portion of the meeting.

C. Soil Deposit, Soil Removal and Land Alteration Bylaw No. 510, 2018
Council reviewed the changes made to the Soil Deposit, Soil Removal and Land Alteration Bylaw No. 510, 2018. Before adoption, the bylaw will first go to the Ministry of Energy, Mines and Petroleum Resources and the Ministry of Environment and Climate Change Strategy.

Moved/Seconded

THAT Soil Deposit, Soil Removal and Land Alteration Bylaw No. 510, 2018 be read a third time, as amended.

CARRIED
MAYOR BUHR OPPOSED

11. Correspondence

Moved/Seconded

THAT the following actions be taken with respect to the correspondence:

- G1: BC Stone, Gravel and Sand Association – no response
- G2: Canada Infrastructure Plan – Mayor Buhr to respond
- G3: Metro Vancouver Council of Councils Meeting – no response, Council members are attending
- G4: 2018 LMLGA Newsletter – no response
- G5: Metro 2040 Shaping Our Future – no response
- R1: Heather Mossakowski – Park Trees – Mayor responded, no further response

CARRIED

12. New Business

None

13. Public Questions & Comments (2 minutes on any topic discussed in this meeting)

None

14. Closed Council Meeting

Moved/Seconded

THAT the meeting be closed to the public on the basis of matters to be considered under the following sections of the *Community Charter*:

90 (1) A part of a council meeting may be closed to the public if the subject matter being considered relates to or is one or more of the following:

- a) personal information about an identifiable individual who holds or is being considered for a position as an officer, employee or agent of the municipality or another position appointed by the municipality;
- c) labour relations or other employee relations;
- e) the acquisition, disposition or expropriation of land or improvements, if the council considers that disclosure could reasonably be expected to harm the interests of the municipality;
- f) law enforcement, if the council considers that disclosure could reasonably be expected to harm the conduct of an investigation under or enforcement of an enactment;
- j) information that is prohibited, or information that if it were presented in a document would be prohibited, from disclosure under section 21 of the Freedom of Information and Protection of Privacy Act;
- k) negotiations and related discussions respecting the proposed provision of a municipal service that are at their preliminary stages and that, in the view of the council, could reasonably be expected to harm the interests of the municipality if they were held in public;

90 (2) A part of a council meeting must be closed to the public if the subject matter being considered relates to one or more of the following:

b) the consideration of information received and held in confidence relating to negotiations between the municipality and a provincial government or the federal government or both, or between a provincial government or the federal government or both and a third party;

CARRIED

The meeting was closed to the public at 9:47 p.m.

The meeting was re-opened to the public at 12:02 a.m.

Moved/Seconded

THAT the meeting be extended from midnight to 1:00 a.m. on April 25, 2018.

CARRIED

At midnight, the meeting was extended until 1:00 a.m.

15. Reporting Out From Closed Portion of Meeting

Council approved a resolution pertaining to the remediation of the Harvey Creek access road as follows:

THAT Council resolve to award the Harvey Creek Slide 2 project design and construction to Creus Engineering and North Construction in accordance with the recommendations of staff; and

THAT Council authorize the Mayor and CAO to execute these contracts, in substantially the same form as attached to this Council Report, and any associated documents pertaining to the fulfillment of the contracts.

AND THAT for information purposes, the low bid on the original tender was \$204,407, including a 10% contingency, the second lowest was \$238,441 and the last one was \$295,176. As discussed there were some requirements to reduce the scope, and the unit rates were applied in terms of doing so. The bids were compared after the fact just to reconfirm that there were no changes to the original assessment of the winning bid. Those revised numbers came in at \$130,404, the second one was \$166,063 and the final was \$204,207, also including the 10% contingency.

10A. 2018-2022 Five Year Financial Plan Bylaw No. 542, 2018

CAO Rooke provided an amended Schedule B on-table and Council reviewed the changes.

Moved/Seconded

THAT the 2018-2022 Five Year Financial Plan Bylaw No. 542, 2018 be read a first and second time.

CARRIED
MAYOR BUHR OPPOSED

10B. Tax Rates Bylaw No. 543, 2018
Moved/Seconded

THAT the Tax Rates Bylaw No. 543, 2018 be read a first and second time.

CARRIED

16. Adjournment
Moved/Seconded

THAT the meeting be adjourned.

CARRIED

The meeting was adjourned at 12:16 a.m.

Mayor

Corporate Officer

Date Approved by Council:	May 8, 2018
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